

SB 1201 (DeSaulnier)
As Amended – April 5, 2010
SEX OFFENDER ASSESSMENT
Fact Sheet

SUMMARY

SB 1201 requires the Department of Corrections and Rehabilitation to assess every person on parole transferred from any other state or by the federal government to this state who has been convicted of any offense that, if committed or attempted in this state, would require the person to register as a sex offender.

BACKGROUND

Under current law when a parolee is transferred from another state or by the federal government to California, they are not required to undergo the same risk assessment that all sex offenders who are convicted in California must undergo.

This loophole in current law was brought to light through the arrest of Phillip Garrido who allegedly kidnapped and held Jaycee Duggard captive for 18 years. When Phillip Garrido's parole supervision was transferred to the California Department of Corrections and Rehabilitation from Nevada he did not receive any type of risk assessment. If Phillip Garrido had been provided a risk assessment, which was finally done after his arrest, his parole agent would have known that he was at a high-risk of re-offending and the agent would have been able to treat him accordingly. This would have included putting him on a high-risk sex offender caseload.

Unfortunately, because of this loophole in current law, Phillip Garrido was able to continue holding Jaycee Duggard captive while under the supervision of the California Department of Corrections and Rehabilitation for over 10 years.

This bill arises out a special report by the Office of the Inspector General entitled, "The

California Department of Corrections and Rehabilitation's Supervision of Parolee Phillip Garrido." The Inspector General recommended that all sex offender parolees in California, regardless of where they were convicted, be assessed using the most current risk assessment tool.

THIS BILL

SB 1201 requires that all parolees who are transferred from any other state or the federal government be assessed using the current risk assessment tool that is currently used for all California sex offenders. This will ensure that parole agents are aware of the risk of re-offending by all of their parolees, not just those released from California prisons.

STATUS

April 13, 2010 – Senate Public Safety Committee Hearing

SUPPORT

- None received

OPPOSITION

- None received

FOR MORE INFORMATION

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